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**UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner:

Group:

Attorney Docket #.: 1370

In re:



Applicant(s): ZIMMER, J.

Serial No.: 09/700,873

Filed:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

August 13, 2004

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

The subject application became abandoned because a proposed reply was received on March 15, 2004 by the USPTO, but did not constitute a proper reply.

The document tendered on March 15, 2004 was a Request for Reconsideration.

However, on June 3, 2004, applicant caused to be filed a Request for Continued Examination, and applicant further paid a three month extension fee. These documents were faxed to the USPTO on June 3, 2004, and a copy of the documents as faxed to the USPTO, together with the fax report acknowledging receipt of the documents by the USPTO, is attached hereto.

**MAIL STOP DAC**

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**AUG 24 2004**

**TC 1700**


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On \_\_\_\_\_

It is further noticed that a transmission by facsimile pursuant to 37 CFR 1.8 was utilized on June 3, 2004.

The Request for Continued Examination was filed in order to enable complete consideration of the Request for Reconsideration filed on March 15, 2004.

Accordingly, it is requested that the holding of abandonment be withdrawn and that the Examiner now be given an opportunity to fully consider the Request for Reconsideration filed on March 15, 2004.

Respectfully submitted,



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